

**Declaration and Power of Attorney For Patent Application
Erklärung Für Patentanmeldungen Mit Vollmacht
German Language Declaration**

Als nachstehend benannter Erfinder erkläre ich hiermit an
Eides Statt:

As a below named inventor, I hereby declare that:

dass mein Wohnsitz, meine Postanschrift, und meine
Staatsangehörigkeit den im Nachstehenden nach meinem
Namen aufgeführten Angaben entsprechen,

My residence, post office address and citizenship are as stated
below next to my name,

dass ich, nach bestem Wissen der ursprüngliche, erste und
alleinige Erfinder (falls nachstehend nur ein Name angegeben
ist) oder ein ursprünglicher, erster und Miterfinder (falls
nachstehend mehrere Namen aufgeführt sind) des
Gegenstandes bin, für den dieser Antrag gestellt wird und für
den ein Patent beantragt wird für die Erfindung mit dem Titel:

I believe I am the original, first and sole inventor (if only one
name is listed below) or an original, first and joint inventor (if
plural names are listed below) of the subject matter which is
claimed and for which a patent is sought on the invention
entitled

**IMAGING METHOD AND DEVICE FOR CARRYING
OUT THE SAME**

**IMAGING METHOD AND DEVICE FOR CARRYING
OUT THE SAME**

deren Beschreibung

the specification of which

(zutreffendes ankreuzen)

(check one)

☐ hier beigelegt ist.

☐ is attached hereto.

☒ am June 11, 2003 unter der

☒ was filed on June 11, 2003 as

Anmeldungsseriennummer PCT/EP03/06102

Application Serial No. PCT/EP03/06102

eingereicht wurde und am abgeändert wurde

and was amended on _____
(if applicable).

_____ (falls tatsächlich abgeändert).

Ich bestätige hiermit, dass ich den Inhalt der obigen
Patentanmeldung einschliesslich der Ansprüche durchgesehen
und verstanden habe, die eventuell durch einen Zusatzantrag
wie oben erwähnt abgeändert wurde.

I hereby state that I have reviewed and understand the
contents of the above identified specification, including the
claims, as amended by any amendment referred to above.

Ich erkenne meine Pflicht zur Offenbarung irgendwelcher
Informationen, die für die Prüfung der vorliegenden
anmeldung in Einklang mit Absatz 37, Bundesgesetzbuch,
Paragraph 1.56(a) von Wichtigkeit sind, an.

I acknowledge the duty to disclose information which is
material to the examination of this application in accordance
with Title 37, Code of Federal Regulations, §1.56(a).

Ich beanspruche hiermit ausländische Prioritätsvorteile
gemäss Abschnitt 35 der Zivilprozessordnung der Vereinigten
Staaten, Paragraph 119 aller unten angegebenen
Auslandsanmeldungen für ein Patent oder eine
Erfindersurkunde, und habe auch alle Auslandsanmeldungen
für ein Patent oder eine Erfindersurkunde nachstehend
gekennzeichnet, die ein Anmeldedatum haben, das vor dem
Anmeldedatum der Anmeldung liegt, für die Priorität
beansprucht wird.

I hereby claim foreign priority benefits under Title 35, United
States Code, §119 of any foreign application(s) for patent or
inventor's certificate listed below and have also identified
below any foreign application for patent or inventor's
certificate having a filing date before that of the application on
which priority is claimed:

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Prior foreign applications
Priorität beansprucht

<u>102 25 932.1</u>	<u>Federal Republic of Germany</u>
(Number)	(Country)
(Nummer)	(Land)
 <u> </u>	 <u> </u>
(Number)	(Country)
(Nummer)	(Land)
 <u> </u>	 <u> </u>
(Number)	(Country)
(Nummer)	(Land)

Priority Claimed

<u>06/November/2002</u>	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
(Day/Month/Year Filed)	Ja	Nein
(Tag/Monat/Jahr eingereicht)		
 <u> </u>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
(Day/Month/Year Filed)	Ja	Nein
(Tag/Monat/Jahr eingereicht)		
 <u> </u>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
(Day/Month/Year Filed)	Ja	Nein
(Tag/Monat/Jahr eingereicht)		

Ich beanspruche hiermit Prioritätsvorteile unter Title 35, US-Code, § 119(e) aller US-Hilfsanmeldungen wie unten aufgezählt.

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

<u> </u>	<u> </u>
(Application Serial No.)	(Filing Date)
(Anmeldeseriennummer)	(Anmeldedatum)

<u> </u>	<u> </u>
(Application Serial No.)	(Filing Date)
(Anmeldeseriennummer)	(Anmeldedatum)

Ich beanspruche hiermit gemäss Absatz 35 der Zivilprozessordnung der Vereinigten Staaten, Paragraph 120, den Vorzug aller unten aufgeführten Anmeldungen und falls der Gegenstand aus jedem Anspruch dieser Anmeldung nicht in einer früheren amerikanischen Patentanmeldung laut dem ersten Paragraphen des Absatzes 35 der Zivilprozessordnung der Vereinigten Staaten, Paragraph 112 offenbart ist, erkenne ich gemäss Absatz 37, Bundesgesetzbuch, Paragraph 1.56(a) meine Pflicht zur Offenbarung von Informationen an, die zwischen dem Anmeldedatum der früheren Anmeldung und dem nationalen oder PCT internationalen Anmeldedatum dieser Anmeldung bekannt geworden sind.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

<u> </u>	<u> </u>
(Application Serial No.)	(Filing Date)
(Anmeldeseriennummer)	(Anmeldedatum)

<u> </u>	<u> </u>
(Status)	(Status)
(patentiert, anhängig, aufgegeben)	(patented, pending, abandoned)

<u> </u>	<u> </u>
(Application Serial No.)	(Filing Date)
(Anmeldeseriennummer)	(Anmeldedatum)

<u> </u>	<u> </u>
(Status)	(Status)
(patentiert, anhängig, aufgegeben)	(patented, pending, abandoned)

Ich erkläre hiermit, dass alle von mir in der vorliegenden Erklärung gemachten Angaben nach meinem besten Wissen und Gewissen der vollen Wahrheit entsprechen, und dass ich diese eidesstattliche Erklärung in Kenntnis dessen abgebe, dass wissentlich und vorsätzlich falsche Angaben gemäss Paragraph 1001, Absatz 18 der Zivilprozessordnung der Vereinigten Staaten von Amerika mit Geldstrafe belegt und/oder Gefängnis bestraft werden koennen, und dass

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued

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derartig wissentlich und vorsätzlich falsche Angaben die
 Gültigkeit der vorliegenden Patentanmeldung oder eines
 darauf erteilten Patentes gefährden können.

thereon.

VERTRETUNGSVOLLMACHT: Als benannter Erfinder
 beauftrage ich hiermit den nachstehend benannten
 Patentanwalt (oder die nachstehend benannten
 Patentanwälte) und/oder Patent-Agenten mit der Verfolgung
 der vorliegenden Patentanmeldung sowie mit der
 Abwicklung aller damit verbundenen Geschäfte vor dem
 Patent-und Warenzeichenamt: *(Name und*

Registrationsnummer anführen): **CUSTOMER NO. 22428**
 Pavan K. Agarwal, Reg. No. 40,888; George C. Beck, Reg. No. 38,072; Stephen A. Bent, Reg. No. 29,768; David A. Blumenthal, Reg. No. 26,257; Beth A. Burrous, Reg. No. 35,087; Alan I. Cantor, Reg. No. 28,163; William T. Ellis, Reg. No. 26,874; John J. Feldhaus, Reg. No. 28,822; Michael D. Kaminski, Reg. No. 32,094; Mary Michelle Kile, Reg. No. 35,217; Kenneth E. Krosin, Reg. No. 25,735; Glenn Law, Reg. No. 34,371; Peter G. Mack, Reg. No. 26,001; Stephen B. Maebius, Reg. No. 35,264; Brian J. McNamara, Reg. No. 32,789; Richard C. Peet, Reg. No. 35,792; George E. Quillin, Reg. No. 32,792; Andrew E. Rawlins, Reg. No. 34,702; Bernhard D. Saxe, Reg. No. 28,665; Richard L. Schwaab, Reg. No. 25,479; Michele M. Simkin, Reg. No. 34,717; Harold C. Wegner, Reg. No. 25,258.

Telefongesprache bitte richten an:

(Name und Telefonnummer)

RICHARD L. SCHWAAB (202) 672-5300
CUSTOMER NO. 22428

Postanschrift: **FOLEY & LARDNER LLP**
 3000 K Street, N.W., Suite 500
 Washington, D.C. 20007-5109
CUSTOMER NO. 22428

POWER OF ATTORNEY: As a named inventor, I hereby
 appoint the following attorney(s) and/or agent(s) to prosecute
 this application and transact all business in the Patent and
 Trademark Office connected therewith. *(List name and*

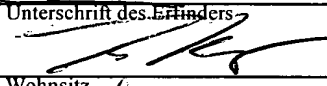

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Direct Telephone calls to:

(Name and telephone number)

RICHARD L. SCHWAAB (202) 672-5300
CUSTOMER NO. 22428

Send Correspondence to: **FOLEY & LARDNER LLP**
 3000 K Street, N.W., Suite 500
 Washington, D.C. 20007-5109
CUSTOMER NO. 22428

Voller Name des einzigen oder ursprünglichen Erfinders: Jörg PETER		Full name of sole or first inventor: Jörg PETER	
Unterschrift des Erfinders 	Datum 23.02.2005	Inventor's signature 	Date 23.02.2005
Wohnsitz Heidelberg, Federal Republic of Germany		Residence Heidelberg, Federal Republic of Germany	
Staatsangehörigkeit Federal Republic of Germany		Citizenship Federal Republic of Germany	
Postanschrift Friedensstrasse 36 69121 Heidelberg Federal Republic of Germany		Post Office Address Friedensstrasse 36 69121 Heidelberg Federal Republic of Germany	
Voller Name des zweiten Miterfinders (falls zutreffend)		Full name of second joint inventor, if any	
Unterschrift des Erfinders	Datum	Second Inventor's signature	Date
Wohnsitz		Residence	
Staatsangehörigkeit		Citizenship	
Postanschrift		Post Office Address	

(Bitte entsprechende Informationen und Unterschriften im
 Falle von dritten und weiteren Miterfindern angeben.)

(Supply similar information and signature for third and
 subsequent joint inventors.)

Applicant or Patentee: Jörg PETER

Serial or Patent No.: PCT/EP03/06102 Attorney Docket. No. 085449/0157

Filed or Issued: June 11, 2003

For: IMAGING METHOD AND DEVICE FOR CARRYING OUT THE SAME

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
(37 CFR 1.27) X SMALL BUSINESS CONCERN

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
- ☐ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN:

Deutsches Krebsforschungszentrum Stiftung des öffentlichen Rechts

ADDRESS OF CONCERN: Im Neuenheimer Feld 280

69120 Heidelberg, Federal Republic of Germany

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18 and reproduced in 37 CFR 1.27, for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled IMAGING METHOD AND DEVICE FOR CARRYING OUT THE SAME by inventor Jörg PETER described in

- ☐ the specification filed herewith
- ☒ application serial no. PCT/EP03/06102, filed June 11, 2003
- ☐ patent no. _____, issued _____

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.27(a)(1) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.27(a)(2) or a nonprofit organization under 37 CFR 1.27(a)(3). * NOTE: Separate verified statements are

Serial No.:

ATTORNEY DOCKET NO. 016886/0188

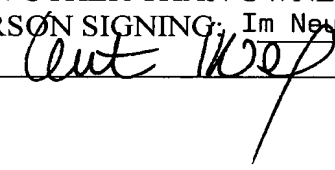
required from each named person, concern or organization having rights to the invention averring to their status as small entities: (37 CFR 1.27)

NAME: _____
ADDRESS: _____
() INDIVIDUAL() SMALL BUSINESS CONCERN() NONPROFIT CORPORATION

NAME: _____
ADDRESS: _____
() INDIVIDUAL() SMALL BUSINESS CONCERN() NONPROFIT CORPORATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate: (37 CFR 1.27.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Dr. Ruth Herzog
TITLE OF PERSON OTHER THAN OWNER: Head Technology Transfer
ADDRESS OF PERSON SIGNING: Im Neuenheimer Feld 280, 69120 Heidelberg
SIGNATURE:  DATE: February 22, 2005